

OLL 85-1642
14 June 1985

MEMORANDUM FOR: AA/OSD/OGC
LC/ALD/OGC

FROM:

[Redacted]

Legislation Division
Office of Legislative Liaison

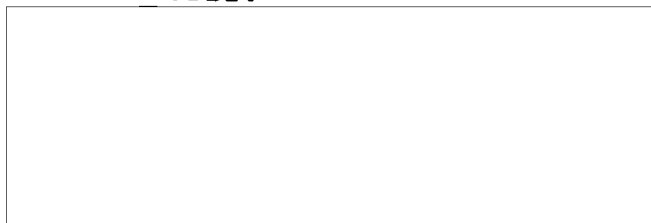
STAT

SUBJECT: Request for Comments - S. 1200

1. Attached please find a copy of S. 1200. This appears to this Congress' Simpson-Mazzoli Bill, although this year it is being referred to as the "Simpson-Nobody" Bill.

2. I ask that you review it and provide me with your comments. I understand that the DC/ALD/OGC had a concern about last year's bill. I would ask him to see if that same concern exists with regard to this bill.

STAT



Attachment
as stated

Distribution:

Original - Addressees

- 1 - D/OLL w/att
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- 1 - LEG/Sub - Immigration
- 1 - [Redacted] Signer

LEG/OLL [Redacted] (20 June 1985)



STAT
STAT

SECRET

OGC-85-52102
15 July 1985

MEMORANDUM FOR: [REDACTED] 25X1
Associate General Counsel/OSD
FROM: [REDACTED] 25X1
Assistant General Counsel, Alien Affairs
SUBJECT: Comments on S.1200, "The Immigration Reform and
Control Act of 1985"

1. This memorandum is to call your attention to the fact that S.1200 might, if it were passed in its present form, pose some problems for this Agency in the area of unauthorized employment of aliens. [REDACTED] 25X1

2. Section 121 of S.1200 makes it unlawful for a person or entity to hire an alien who is unauthorized, or who thereby becomes unauthorized, to be employed in the United States. The Act creates a series of civil penalties ranging from \$100 to \$2,000 per alien for a first offense, up to \$3,000 to \$10,000 per alien in the case of an employer engaging in a pattern of violations. Pertinent parts of this section are at TAB A. [REDACTED] 25X1

3. Under the immigration laws as they presently stand, no offense is committed by the employer where unauthorized employment of aliens is concerned, only by the alien employee. [REDACTED] 25X1
[REDACTED] 25X1

5. One proposed solution comes to mind. Section 112 of the Act, which deals with fraud and misuse of documentation, contains a savings clause which makes that section inapplicable to any lawfully authorized activity of an intelligence agency of the U.S. (See TAB B.) A similar savings clause could be added to Section 121, dealing with unauthorized employment, or the one savings clause could be restructured so it is applicable to the two sections of the Act. [REDACTED] 25X1
[REDACTED] 25X1

Attachments: as stated

SECRET

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PS.

II

99TH CONGRESS
1ST SESSION

S. 1200

6 JUN 1985

To amend the Immigration and Nationality Act to effectively control unauthorized immigration to the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 23 (legislative day, APRIL 15), 1985

Mr. SIMPSON introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Immigration and Nationality Act to effectively control unauthorized immigration to the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; REFERENCES IN ACT.**

4 (a) **SHORT TITLE.**—This Act may be cited as the “Im-
5 migration Reform and Control Act of 1985”.

6 (b) **AMENDMENTS TO IMMIGRATION AND NATIONAL-**
7 **ITY ACT.**—Except as otherwise specifically provided in this
8 Act, whenever in this Act an amendment or repeal is ex-
9 pressed as an amendment to, or repeal of, a provision, the

1 reference shall be deemed to be made to the Immigration and
2. Nationality Act.

TABLE OF CONTENTS

Sec. 1. Short title; references in Act.

TITLE I—CONTROL OF ILLEGAL IMMIGRATION

PART A—FUNDING FOR IMPROVED ENFORCEMENT

Sec. 101. Authorization of appropriations for enforcement and service activities of the Immigration and Naturalization Service and wage and hour enforcement.

Sec. 102. User fees.

PART B—INCREASED PENALTIES FOR IMMIGRATION-RELATED VIOLATIONS

Sec. 111. Unlawful transportation of aliens to the United States.

Sec. 112. Fraud and misuse of certain immigration-related documents.

Sec. 113. Restrictions on adjustment of status.

PART C—CONTROL OF UNAUTHORIZED EMPLOYMENT OF ALIENS

Sec. 121. Making knowing employment of unauthorized aliens unlawful.

Sec. 122. Temporary agricultural worker program.

Sec. 123. Agricultural labor transition program.

Sec. 124. Commission on temporary agricultural worker program.

TITLE II—LEGALIZATION OF STATUS OF CERTAIN LONG-TIME RESIDENTS

Sec. 201. Legalization Commission.

Sec. 202. Legalization of status.

Sec. 203. State legalization impact-assistance grants.

TITLE III—OTHER CHANGES IN THE IMMIGRATION LAW

Sec. 301. Change in colonial quota.

Sec. 302. Visa waiver for certain visitors.

Sec. 303. G-4 special immigrants.

TITLE IV—REPORTS

Sec. 401. Triennial comprehensive report on immigration.

Sec. 402. Reports on unauthorized alien employment and discrimination in employment.

Sec. 403. Report on visa waiver pilot program.

Sec. 404. Presidential reports on any legalization program.